

IN THE CLAIMS:

1. (Currently amended) A method of curling and/or thickening keratin fibers comprising applying to said keratin fibers an effective amount for said curling and/or thickening of a mascara composition comprising:
- (i) a wax-in-water emulsion of at least one wax having a needle penetration ranging from 1 to 7.5 and a melting point ranging from 70°C to 110°C, wherein said at least one wax is present in an amount of ~~greater than 9%~~ at least 10% by weight relative to the total weight of said composition, and further wherein said at least one wax is in the form of particles greater than or equal to at least 1 µm in size and
 - (ii) at least 0.1% by weight, relative to the total weight of said composition, of a polymer system containing at least one film-forming polymer, wherein said polymer system is capable of forming a film which produces, at a concentration of 7% in water, a greater than 1% retraction of isolated stratum corneum at 30°C and under a relative humidity of 40%.
2. (Original) A method according to claim 1, wherein said keratin fibers are eyelashes.
3. (Original) A method according to claim 1, wherein said at least one wax is selected from waxes of animal origin, waxes of plant origin, waxes of mineral origin, synthetic waxes and waxes of natural origin.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

4. (Previously presented) A method according to claim 1, wherein said at least one wax is selected from rice bran wax, carnauba wax, candelilla wax, montan waxes, sugar cane waxes, and polyethylene waxes.
5. (Previously presented) A method according to claim 1, where at least one wax having said needle penetration has a melting point of at least 77°C and less than 83 °C.
6. (Previously presented) A method according to claim 1, wherein said at least one wax is a rice bran wax.
7. (Original) A method according to claim 1, wherein at least one wax having said needle penetration has a melting point ranging from 83 °C to 110 °C.
8. (Original) A method according to claim 7, wherein said at least one wax having a melting point ranging from 83 °C to 110 °C is selected from ouricurry wax, carnauba wax and montan waxes.
9. (Original) A method according to claim 8, wherein said at least one wax having a melting point ranging from 83 °C to 110 °C is carnauba wax.
10. (Currently Amended) A method according to claim 1, wherein said wax-in-water emulsion comprises: at least one first wax having said needle penetration and a melting point of at least 77 °C and less than 83 °C; and at least ~~on~~ one second wax having said

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

needle penetration and a melting point ranging from 83 °C to 110 °C, and wherein said first wax is present in an amount ranging from 35% to 65% by weight, relative to the total weight of said at least one first wax and said at least one second wax, and said second wax is present in an amount ranging from 35% to 65% by weight, relative to the total weight of said at least one first wax and said at least one second wax.

11. (Original) A method according to claim 10, wherein said wax-in-water emulsion comprises at least one third wax having said needle penetration and a melting point ranging from 70 °C to less than 77 °C.

12. (Original) A method according to claim 1, wherein said wax-in-water emulsion further comprises at least one wax having said needle penetration and a melting point ranging from 70 °C to less than 77 °C.

13. (Original) A method according to claim 12, wherein said at least one wax having a melting point ranging from 70 °C less than 77 °C is candelilla wax.

14. (Previously presented) A method according to claim 12, wherein said at least one wax having a melting point ranging from 70°C to less than 77°C is present in an amount ranging from 5% to 20% by weight relative to the total weight of said waxes.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

15. (Original) A method according to claim 1, wherein said at least one wax is present in an amount of at least 15% by weight relative to the total weight of the mascara composition.

16. (Original) A method according to claim 1, wherein said particles of said at least one wax are at least 1.5 μm in size.

17. (Original) A method according to claim 11, wherein said first, second, and third waxes are present in a weight ratio to the total weight of wax of:

- said first wax 0.35:1 to 0.5:1,
- said second wax 0.35:1 to 0.5:1,
- said third wax 0.05:1 to 0.2:1.

18. (Original) A method according to claim 1, wherein said at least one film-forming polymer is selected from polymers of plant origin, polymers of animal origin, radical polymers and polycondensates.

19. (Original) A method according to claim 1, wherein said at least one film-forming polymer is a water-soluble or water-dispersible polymer.

20. (Original) A method according to claim 1, wherein said at least one film-forming polymer is selected from proteins, protein hydrolysates, chitin and its derivatives,

El
ant

shellac resin, sandarac gum, dammar resins, elemi gums, copal resins, cellulose derivatives, polycondensates and radical synthetic polymers.

21. (Original) A method according to claim 1, wherein said at least one film-forming polymer is selected from proteins, protein hydrolysates, chitin and its derivatives, polyesters-polyurethanes, and sulphopolyesters.

22. (Previously presented) A method according to claim 1, wherein said at least one film-forming polymer is selected from hydroxypropylchitosan and wheat protein hydrolysate.

23. (Original) A method according to claim 22, wherein said at least one film-forming polymer is wheat protein hydrolysate.

24. (Original) A method according to claim 1, wherein said at least one film-forming polymer is selected from polyester-polyurethanes and sulphopolyesters.

25. (Original) A method according to claim 1, wherein said wax-in-water emulsion further comprises at least one wax having a melting point of at least 50 °C and less than 70 °C and a needle penetration of greater than 7.5.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

26. (Original) A method according to claim 1, wherein said wax-in-water emulsion further comprises at least one wax having a melting point of at least 50 °C and less than 70 °C and a needle penetration of greater than 7.5 and less than or equal to 217.

27. (Previously presented) A method according to claim 25, wherein the weight ratio of said at least one wax having a needle penetration ranging from 1 to 7.5 and a melting point ranging from 70 °C to 110 °C and further wherein to said at least one wax having a melting point of at least 50 °C and less than 70 °C and a needle penetration of greater than 7.5 ranges from 2:1 to 5:1, and further wherein said at least one wax having a needle penetration ranging from 1 to 7.5 and a melting point ranging from 70 °C to 110 °C has a melting point ranging from 77 °C to 110 °C.

28. (Original) A method according to claim 27, wherein said ratio ranges from 2.5:1 to 3.5:1.

29. (Original) A method according to claim 1, wherein said mascara composition further comprises at least one thickener.

30. (Original) A method according to claim 1, wherein said mascara composition further comprises at least one silicone surfactant having an HLB ranging from 8 to 16.

31. (Original) A method according to claim 30, wherein said at least one silicone surfactant is dimethicone copolyol.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

32. (Original) A method according to claim 1, wherein said mascara composition further comprises at least one cosmetically acceptable additive.

33-58. (Canceled)

59. (Currently amended) A method of curling and/or thickening keratin fibers comprising applying to said keratin fibers an effective amount for said curling and/or thickening of a mascara composition comprising:

- (i) a wax-in-water emulsion of at least ~~one wax~~ two waxes having a needle penetration ranging from 1 to 7.5 and a melting point ranging from 70°C to 110°C, wherein said at least ~~one wax is~~ two waxes are present in an amount of ~~greater than 9%~~ at least 10% by weight relative to the total weight of said composition, and further wherein said at least ~~one wax is~~ two waxes are in the form of particles greater than or equal to at least 1 µm in size and

- (ii) at least 0.1% by weight, relative to the total weight of said composition, of a polymer system containing at least one film-forming polymer, wherein said polymer system is capable of forming a film which produces, at a concentration of 7% in water, a greater than 1% retraction of isolated stratum corneum at 30°C and under a relative humidity of 40%,

wherein said at least ~~one wax~~ two waxes ~~comprises~~ comprise a rice bran wax and a polyethylene wax.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com